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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

RAZMIK AHANESSIANS,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary
 Department of Homeland Security;
 ALBERTO GONZALES, Attorney General,
 Department of Justice,

Defendants.

Case No. 07-4717 JW

**STIPULATION TO DISMISS AND
 [PROPOSED] ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to adjudicate plaintiff's application for naturalization and agrees to adjudicate such application within 30 days of the dismissal of this action.

Defendants hereby confirm that Plaintiff's FBI name check has cleared, and that Defendants have no evidence that Plaintiff is ineligible for citizenship.

Each of the parties shall bear their own costs and fees.

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Stipulation to Dismiss
 C 07-4717 JW

1 Date: September 25, 2007

Respectfully submitted,

2 SCOTT N. SCHOOLS
3 United States Attorney

4
5 /s/
EDWARD A. OLSEN
6 Assistant United States Attorney
Attorneys for Defendants

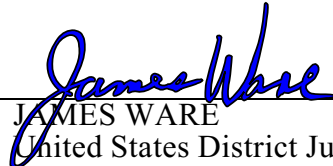
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8 Date: September 25, 2007

9 /s/
KIP EVAN STEINBERG
Attorney for Plaintiff

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11 **ORDER**

12 Pursuant to stipulation, IT IS SO ORDERED. All pending dates have been VACATED.
13 The Clerk shall close the file.

14 Date: September 27, 2007

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JAMES WARE
United States District Judge